

REMARKS/ARGUMENTS

1. In the above referenced Office Action, the Examiner rejected claims 1-10, 16-28 and 39 under 35 USC § 103 (a) as being unpatentable over Peterzell (Pub. No. US 2002/0132597) in view of Ninomiya (U.S. Patent No. 5,940,029). These claims have been canceled, without prejudice to the subject matter claimed therein. Applicant's plan to pursue the patentability of these claims in a continuing application filed during the pendency of the instance application.

Examiner indicated that claims 11-15, 28-38 and 40-41 were allowable. The applicants respectfully request reconsideration of the instance application and request that claims 11-15, 28-38 and 40-41 be passed to allowance.

The Examiner is invited to contact the undersigned by telephone or facsimile if the Examiner believes that such a communication would advance the prosecution of the present invention.

No additional fee is due. The Commissioner is authorized to charge any fees that are required or credit any overpayment to Deposit Account No.50-2126.

RESPECTFULLY SUBMITTED,

By: /Timothy W. Markison reg. 33,534/
Timothy W. Markison
Phone: (512) 342-0612
Fax No. (512) 342-1674

CERTIFICATE OF MAILING

37 C.F.R. 1.8

I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as First Class Mail in an envelope addressed to: Commissioner of Patents and Trademarks, Alexandria, Virginia 22313, on the date below:

3-1-05
Date

Liane Hudson
Signature